

**COPY OF PAPERS  
ORIGINALLY FILED**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Levy et al.

§ Group Art Unit: 2862  
§ Examiner: Unknown

Serial No. 09/957,468

Atty. Dkt. No. 5589-02305

Filed: September 20, 2001

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on the date indicated below:

For: METHODS AND SYSTEMS FOR DETERMINING A CRITICAL DIMENSION, A PRESENCE OF DEFECTS, AND A THIN FILM CHARACTERISTIC OF A SPECIMEN

February 21, 2002

Pamela Gerik  
Pamela Gerik

## **RESPONSE TO NOTICE TO FILE MISSING PARTS**

**Box Missing Parts**  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application mailed October 16, 2001, there is enclosed herewith:

TECHNOLOGY CENTER 2800

RECEIVED

- Declaration and Power of Attorney executed by the inventors (6 pgs);
  - Assignment executed by the inventors (6 pgs) w/ cover sheet;
  - Preliminary Amendment (2 pgs);
  - Copy of Notice to File Missing Parts of Nonprovisional Application (1 pg);

Please address all correspondence in connection with this application to:

Ann Marie Mewherter  
Conley, Rose & Tayon, P.C.  
P. O. Box 398  
Austin, Texas 78767-0398  
Ph: (512) 476-1400

The Commissioner is authorized to charge the following required fees, or credit any overpayment, to Conley, Rose & Tayon, P.C. Deposit Account No. 50-1505/5589-02305: filing fee (\$740.00); additional claims fee (\$1,296.00); additional independent claims fee (\$252.00); and missing parts fee (\$130.00).

**PETITION FOR EXTENSION OF TIME**

Applicant respectfully petitions the Commissioner for a three-month extension of time under 37 C.F.R. § 1.136 within which to respond to the Notice of File Missing Parts mailed October 16, 2001, such extension allowing the undersigned until March 16, 2001 to respond.

The Commissioner is authorized to charge the required fee (\$920.00), or credit any overpayment, to Conley, Rose & Tayon, P.C. Deposit Account No. 50-1505/5589-02305.

Respectfully submitted,



Ann Marie Mewherter  
Reg. No. P-50,484  
AGENT FOR APPLICANT(S)

CONLEY, ROSE & TAYON, P.C.  
P.O. BOX 398  
AUSTIN, TX 78767-0398  
(512) 703-1437 (voice)  
(512) 703-1250 (facsimile)  
Date: February 20, 2002



O P E  
MAR 04 2002  
PATENT & TRADEMARK OFFICE

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/957,468	09/20/2001	Ady Levy	5589-02305

**CONFIRMATION NO. 2660**

**FORMALITIES LETTER**



"OC000000006917654"

ERIC B. MEYERTONS  
CONLEY, ROSE & TAYON, P.C.  
P.O. BOX 398  
AUSTIN, TX 78767-0398

**COPY OF PAPERS  
ORIGINALLY FILED**

Date Mailed: 10/16/2001

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- o The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- o Total additional claim fee(s) for this application is \$132776.
  - \$119016 for 6612 total claims over 20.
  - \$13760 for 172 independent claims over 3 .
- o The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- o To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- o **The balance due by applicant is \$ 133616.**

03/08/2002 BN guyeh1 00000030 501505 09957468

01 FC:101	740.00 CH
02 FC:102	252.00 CH
03 FC:105	130.00 CH
04 FC:103	1296.00 CH

*A copy of this notice MUST be returned with the reply.*

*MJ*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

TECHNOLOGY CENTER 2800  
JUL 19 2002

SN 09/957,468  
Page 3 of 18  
2800

RECEIVED